

Message

From: Wandling, Jason E [Jason.E.Wandling@wv.gov]
Sent: 1/7/2021 9:36:44 PM
To: Dorka, Lilian [Dorka.Lilian@epa.gov]; Stein, Jonathan [Stein.Jonathan@epa.gov]
CC: Dye, Jeffrey O [Jeffrey.O.Dye@wv.gov]; Rhines, Dale [rhines.dale@epa.gov]; Temple, Kurt [Temple.Kurt@epa.gov]; Bell, Aaron L. [Bell.Aaron@epa.gov]; Isales, Daniel [Isales.Daniel@epa.gov]; Monson, Mahri [Monson.Mahri@epa.gov]; O'Lone, Mary [OLone.Mary@epa.gov]
Subject: RE: [External] RE: WVDEP IRA Followup 03R-19-R3

Us too! Hope everyone's doing well over there.

From: Dorka, Lilian <Dorka.Lilian@epa.gov>
Sent: Wednesday, January 6, 2021 11:03 AM
To: Wandling, Jason E <Jason.E.Wandling@wv.gov>; Stein, Jonathan <Stein.Jonathan@epa.gov>
Cc: Dye, Jeffrey O <Jeffrey.O.Dye@wv.gov>; Rhines, Dale <rhines.dale@epa.gov>; Temple, Kurt <Temple.Kurt@epa.gov>; Bell, Aaron L. <Bell.Aaron@epa.gov>; Isales, Daniel <isales.daniel@epa.gov>; Monson, Mahri <Monson.Mahri@epa.gov>; O'Lone, Mary <OLone.Mary@epa.gov>
Subject: [External] RE: WVDEP IRA Followup 03R-19-R3

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This is wonderful news Jason, thanks so much for all of your hard work on this! We are preparing our Resolution Letter, which will include the signed IRA, and hope to get that out to you in the next couple of days. Again, thanks for all your efforts and we look forward to continuing to work with you on this!

Lilian

Lilian Sotolongo Dorka, Director
 External Civil Rights Compliance Office
 Office of General Counsel
 U.S. Environmental Protection Agency
 202-564-9649 - Office
 202-695-9888 - Cell

From: Wandling, Jason E <Jason.E.Wandling@wv.gov>
Sent: Wednesday, January 6, 2021 10:39 AM
To: Stein, Jonathan <Stein.Jonathan@epa.gov>; Dorka, Lilian <Dorka.Lilian@epa.gov>
Cc: Dye, Jeffrey O <Jeffrey.O.Dye@wv.gov>; Rhines, Dale <rhines.dale@epa.gov>; Temple, Kurt <Temple.Kurt@epa.gov>; Bell, Aaron L. <Bell.Aaron@epa.gov>; Blitstein, Lisa <Blitstein.Lisa@epa.gov>; Isales, Daniel <Isales.Daniel@epa.gov>; Monson, Mahri <Monson.Mahri@epa.gov>; O'Lone, Mary <OLone.Mary@epa.gov>
Subject: WVDEP IRA Followup 03R-19-R3

Jonathan and Dale,

Here is the executed agreement with West Virginia. I *really* appreciate your patience and assistance throughout this process.

Jason

Jason Wandling

General Counsel
West Virginia Department of Environmental Protection
601 57th St. SE
Charleston, WV 25304
304-926-0499

From: Stein, Jonathan <Stein.Jonathan@epa.gov>
Sent: Wednesday, November 18, 2020 8:49 AM
To: Wandling, Jason E <Jason.E.Wandling@wv.gov>; Dorka, Lilian <Dorka.Lilian@epa.gov>
Cc: Dye, Jeffrey O <Jeffrey.O.Dye@wv.gov>; Rhines, Dale <rhines.dale@epa.gov>; Temple, Kurt <Temple.Kurt@epa.gov>; Bell, Aaron L. <Bell.Aaron@epa.gov>; Blitstein, Lisa <Blitstein.Lisa@epa.gov>; Isales, Daniel <isales.daniel@epa.gov>; Monson, Mahri <Monson.Mahri@epa.gov>; O'Lone, Mary <OLone.Mary@epa.gov>
Subject: [External] RE: WVDEP IRA Followup 03R-19-R3

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Hello Jason –

I hate to keep bugging you but did want to check in again as to whether there is any movement out of the AG's office. I know with Covid and the holiday coming up things are still a bit crazy, but hopefully things have calmed down on your end somewhat since last week.

Best Regards,

Jonathan M. Stein
 Attorney Advisor – External Civil Rights Compliance Office
 U.S. Environmental Protection Agency | Office of General Counsel
 1200 Pennsylvania Avenue, N.W. (Mailcode 2310A)
 Washington, DC 20460
 202-564-2088 | Stein.Jonathan@epa.gov

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Please consider the environment before printing this email.

From: Wandling, Jason E <Jason.E.Wandling@wv.gov>
Sent: Monday, November 09, 2020 12:06 PM
To: Stein, Jonathan <Stein.Jonathan@epa.gov>; Dorka, Lilian <Dorka.Lilian@epa.gov>
Cc: Dye, Jeffrey O <Jeffrey.O.Dye@wv.gov>; Rhines, Dale <rhines.dale@epa.gov>; Temple, Kurt <Temple.Kurt@epa.gov>; Bell, Aaron L. <Bell.Aaron@epa.gov>; Blitstein, Lisa <Blitstein.Lisa@epa.gov>; Isales, Daniel <isales.Daniel@epa.gov>; Monson, Mahri <Monson.Mahri@epa.gov>; O'Lone, Mary <OLone.Mary@epa.gov>
Subject: WVDEP IRA Followup 03R-19-R3

I haven't, but like you said last week was pretty crazy for the SOS and AG offices. I'll check and get back to you.

From: Stein, Jonathan <Stein.Jonathan@epa.gov>
Sent: Thursday, November 5, 2020 2:45 PM
To: Wandling, Jason E <Jason.E.Wandling@wv.gov>; Dorka, Lilian <Dorka.Lilian@epa.gov>
Cc: Dye, Jeffrey O <Jeffrey.O.Dye@wv.gov>; Rhines, Dale <rhines.dale@epa.gov>; Temple, Kurt <Temple.Kurt@epa.gov>; Bell, Aaron L. <Bell.Aaron@epa.gov>; Blitstein, Lisa <Blitstein.Lisa@epa.gov>; Isales, Daniel <isales.daniel@epa.gov>; Monson, Mahri <Monson.Mahri@epa.gov>; O'Lone, Mary <OLone.Mary@epa.gov>
Subject: [External] RE: [External] RE: [External] RE: [External] RE: [External] WVDEP IRA Followup 03R-19-R3

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Hello Jason-

I hope you all are well and that everyone on your end had a great Halloween. I am curious as to whether you have heard back anything from the AG's office in their review.

I understand that they may not have gotten back to you, as I can imagine they most likely assisted the Secretary of State's Elections Division with administering the elections this week, among the many other areas they would normally be assisting you or the other state agencies with this week. Please let me know — and also if there are any questions from their end, we can set up a call.

Best Regards,

Jonathan M. Stein
 Attorney Advisor — External Civil Rights Compliance Office
 U.S. Environmental Protection Agency | Office of General Counsel
 1200 Pennsylvania Avenue, N.W. (Mailcode 2310A)
 Washington, DC 20460
 202-564-2088 | Stein.Jonathan@epa.gov

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Please consider the environment before printing this email.

From: Wandling, Jason E <Jason.E.Wandling@wv.gov>
Sent: Friday, October 30, 2020 10:38 AM
To: Stein, Jonathan <Stein.Jonathan@epa.gov>; Dorka, Lilian <Dorka.Lilian@epa.gov>
Cc: Dye, Jeffrey O <Jeffrey.O.Dye@wv.gov>; Rhines, Dale <rhines.dale@epa.gov>; Temple, Kurt <Temple.Kurt@epa.gov>; Bell, Aaron L. <Bell.Aaron@epa.gov>; Blitstein, Lisa <Blitstein.Lisa@epa.gov>; Isales, Daniel <isales.Daniel@epa.gov>; Monson, Mahri <Monson.Mahri@epa.gov>; O'Lone, Mary <OLone.Mary@epa.gov>
Subject: Re: [External] RE: [External] RE: [External] RE: [External] WVDEP IRA Followup 03R-19-R3

Thanks, Jonathan! I've spoken to the extremely friendly and helpful Edgar Freeman in Maryland about implementation. Also the agreement is at the Attorney General's office for review. I'm getting ready for trial, so this hasn't been top of my list, but I'll call over to the capitol today and check on status.

Hope y'all have fun (and safe) Halloweens!

From: Stein, Jonathan <Stein.Jonathan@epa.gov>
Sent: Wednesday, October 28, 2020 9:18:45 AM
To: Wandling, Jason E <Jason.E.Wandling@wv.gov>; Dorka, Lilian <Dorka.Lilian@epa.gov>
Cc: Dye, Jeffrey O <Jeffrey.O.Dye@wv.gov>; Rhines, Dale <rhines.dale@epa.gov>; Temple, Kurt <Temple.Kurt@epa.gov>; Bell, Aaron L. <Bell.Aaron@epa.gov>; Blitstein, Lisa <Blitstein.Lisa@epa.gov>; Isales, Daniel <isales.daniel@epa.gov>; Monson, Mahri <Monson.Mahri@epa.gov>; O'Lone, Mary <OLone.Mary@epa.gov>
Subject: [External] RE: [External] RE: [External] RE: [External] WVDEP IRA Followup 03R-19-R3

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Hello Jason,

I wanted to check in and find out from you how this is going. If there any questions, let me know and we can set up a call. Thanks!

Best Regards,

Jonathan M. Stein
 Attorney Advisor – External Civil Rights Compliance Office
 U.S. Environmental Protection Agency | Office of General Counsel
 1200 Pennsylvania Avenue, N.W. (Mailcode 2310A)
 Washington, DC 20460
 202-564-2088 | Stein.Jonathan@epa.gov

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From: Wandling, Jason E <Jason.E.Wandling@wv.gov>
Sent: Wednesday, October 14, 2020 9:11 AM
To: Stein, Jonathan <Stein.Jonathan@epa.gov>; Dorka, Lilian <Dorka.Lilian@epa.gov>
Cc: Dye, Jeffrey O <Jeffrey.O.Dye@wv.gov>; Rhines, Dale <rhines.dale@epa.gov>; Temple, Kurt <Temple.Kurt@epa.gov>; Bell, Aaron L. <Bell.Aaron@epa.gov>; Blitstein, Lisa <Blitstein.Lisa@epa.gov>; Isales, Daniel <isales.Daniel@epa.gov>; Monson, Mahri <Monson.Mahri@epa.gov>; O'Lone, Mary <OLone.Mary@epa.gov>
Subject: RE: [External] RE: [External] RE: [External] WVDEP IRA Followup 03R-19-R3

Thank you much! Sorry for the delay; I was on sick leave.

I'll forward this to the state Attorney General for review today.

From: Stein, Jonathan <Stein.Jonathan@epa.gov>
Sent: Wednesday, October 7, 2020 4:29 PM
To: Wandling, Jason E <Jason.E.Wandling@wv.gov>; Dorka, Lilian <Dorka.Lilian@epa.gov>
Cc: Dye, Jeffrey O <Jeffrey.O.Dye@wv.gov>; Rhines, Dale <rhines.dale@epa.gov>; Temple, Kurt <Temple.Kurt@epa.gov>; Bell, Aaron L. <Bell.Aaron@epa.gov>; Blitstein, Lisa <Blitstein.Lisa@epa.gov>; Isales, Daniel

<isales.daniel@epa.gov>; Monson, Mahri <Monson.Mahri@epa.gov>; O'Lone, Mary <OLone.Mary@epa.gov>

Subject: [External] RE: [External] RE: [External] WVDEP IRA Followup 03R-19-R3

Importance: High

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Good Afternoon Jason and Jeffrey-

I hope you and your families are well. I am attaching the EPA-signed copy with the additions of your contact information and the Secretary as Austin Caperton.

Best Regards,

Jonathan M. Stein
 Attorney Advisor – External Civil Rights Compliance Office
 U.S. Environmental Protection Agency | Office of General Counsel
 1200 Pennsylvania Avenue, N.W. (Mailcode 2310A)
 Washington, DC 20460
 202-564-2088 | Stein.Jonathan@epa.gov

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From: Wandling, Jason E <Jason.E.Wandling@wv.gov>
Sent: Wednesday, October 07, 2020 8:59 AM
To: Stein, Jonathan <Stein.Jonathan@epa.gov>
Cc: Dye, Jeffrey O <Jeffrey.O.Dye@wv.gov>; Dorka, Lilian <Dorka.Lilian@epa.gov>
Subject: RE: [External] RE: [External] WVDEP IRA Followup 03R-19-R3

Jonathan,

I think the best plan is to identify the Office of General Counsel as the recipient. If you'd like a proper name, please use mine.

The cabinet secretary will sign for the agency. He prefers to be identified simply as "Austin Caperton."

Jason

From: Stein, Jonathan <Stein.Jonathan@epa.gov>
Sent: Monday, October 5, 2020 5:05 PM
To: Wandling, Jason E <Jason.E.Wandling@wv.gov>
Cc: Dye, Jeffrey O <Jeffrey.O.Dye@wv.gov>; Dorka, Lilian <Dorka.Lilian@epa.gov>
Subject: [External] RE: [External] WVDEP IRA Followup 03R-19-R3
Importance: High

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Hello Jason and Jeffrey-

Lilian has submitted the agreement up through our front office and we are ready to move forward as discussed. However, prior to Lilian signing the IRA, on the top of page 13, we need the name of who will be receiving materials sent from EPA (sec. IV. D) and on 14, who will be signing on behalf of WVDEP. Please let me know as soon as possible so I can fill these in. Thanks!

Best Regards,

Jonathan M. Stein
 Attorney Advisor – External Civil Rights Compliance Office
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 1200 Pennsylvania Avenue, N.W. (Mailcode 2310A)
 Washington, DC 20460
 202-564-2088 | Stein.Jonathan@epa.gov

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Please consider the environment before printing this email.

From: Wandling, Jason E <Jason.E.Wandling@wv.gov>
Sent: Friday, October 02, 2020 3:37 PM
To: Stein, Jonathan <Stein.Jonathan@epa.gov>; Dye, Jeffrey O <Jeffrey.O.Dye@wv.gov>
Cc: Rhines, Dale <rhines.dale@epa.gov>; Bell, Aaron L. <Bell.Aaron@epa.gov>; Isales, Daniel <isales.Daniel@epa.gov>; Monson, Mahri <Monson.Mahri@epa.gov>; Blitstein, Lisa <Blitstein.Lisa@epa.gov>; O'Lone, Mary <OLone.Mary@epa.gov>; Dorka, Lilian <Dorka.Lilian@epa.gov>; Temple, Kurt <Temple.Kurt@epa.gov>
Subject: RE: [External] WVDEP IRA Followup 03R-19-R3

Thank you for the contacts!

From: Stein, Jonathan <Stein.Jonathan@epa.gov>
Sent: Wednesday, September 30, 2020 10:27 AM
To: Wandling, Jason E <Jason.E.Wandling@wv.gov>; Dye, Jeffrey O <Jeffrey.O.Dye@wv.gov>
Cc: Rhines, Dale <rhines.dale@epa.gov>; Bell, Aaron L. <Bell.Aaron@epa.gov>; Isales, Daniel <isales.daniel@epa.gov>; Monson, Mahri <Monson.Mahri@epa.gov>; Blitstein, Lisa <Blitstein.Lisa@epa.gov>; O'Lone, Mary <OLone.Mary@epa.gov>; Dorka, Lilian <Dorka.Lilian@epa.gov>; Temple, Kurt <Temple.Kurt@epa.gov>
Subject: [External] WVDEP IRA Followup 03R-19-R3

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Hello Jason and Jeffrey-

Hope all is well with you. Following up on our conversation last week, I wanted to pass along contact information for a couple of other state environmental agencies you may want to speak with regarding the actual hands-on experiential

aspects of how they went about their implementation of their respective Resolution Agreements. Please let us know if you have additional questions.

Edgar Freeman with Maryland DNR – his email is edgar.freeman@maryland.gov

Jennifer Hower with New Mexico Environment Department – her email is Jennifer.Hower@state.nm.us

Best Regards,

Jonathan M. Stein

Attorney Advisor – External Civil Rights Compliance Office

U.S. Environmental Protection Agency | Office of General Counsel

1200 Pennsylvania Avenue, N.W. (Mailcode 2310A)

Washington, DC 20460

202-564-2088 | Stein.Jonathan@epa.gov

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